

ADMINISTRATIVE ORDER OF THE SIXTH JUDICIAL COURT

WHEREAS, under Rule 64(a)(7) of the Utah Rules of Civil Procedure, this Court has the authority to designate who may legally serve the Writ of Garnishment; and

WHEREAS, the Utah State Tax Commission has petitioned this Court for an Order allowing certain employees of the Taxpayer Services Division of the Utah State Tax Commission to serve the Writs and Orders of Garnishments; and,

WHEREAS, this matter was considered by the Sixth District Judges at a regularly scheduled meeting; and,

WHEREAS, the Tax Commission was unable to obtain suitable accommodations from constables and other process servers; and

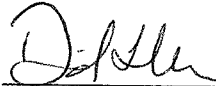
WHEREAS, it would be in the best interests of the debtors and the State to allow the Utah State Tax Commission to have its Writs and Orders of Garnishment served by employees of the Taxpayer Services Division.

IT IS HEREBY ORDERED:

That employees of the Taxpayer Services Division of the Utah State Tax Commission be allowed to serve Writs of Garnishments under Rule 64 of the Utah Rules of Civil Procedure. The names of those person(s) shall be filed with the Sixth Judicial District Court, and any additions or deletions of names shall immediately

be filed with the Court. Each person serving said Writs has received training from a member of the Utah Attorney General's Office. The salary of the person(s) serving the Writs cannot be affected by the number of orders served.

DATED this 12 day of JUN, 2006.



K.L. McIff, Presiding Judge
Sixth District Court

DAVID L. MOWER



State of Utah

JON M. HUNTSMAN, JR.
Governor

GARY R. HERBERT
Lieutenant Governor

Utah State Tax Commission

PAM HENDRICKSON
Commission Chair

R. BRUCE JOHNSON
Commissioner

PALMER DEPAULIS
Commissioner

MARC B. JOHNSON
Commissioner

RODNEY G. MARRELLI
Executive Director

May 19, 2006

Honorable K. L. McIff
Presiding Judge
Sixth Judicial District Court
895 East 300 North
Richfield, Utah 84701

RE: Administrative Order of Court/Names of Persons Serving Orders

As required under the Administrative Order of this Sixth District Court, the Utah State Tax Commission, Taxpayer Services Division, is supplying the following names of those person(s) who will be serving the Writs of Garnishments. All of the following person(s) have successfully completed certification through the Office of the Attorney General:

Oren Kimber
Kerry Wheelwright
Alled Bates
Joseph Caldiero
Sandra Jones

Dee Talbot, Director
Taxpayer Services Division
Utah State Tax Commission

ZACHARY D. SHAW #8999
Assistant Attorney General
MARK L. SHURTLEFF #4666
Attorney General
Attorneys for Utah State Tax Commission
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IN THE SIXTH JUDICIAL DISTRICT COURT
STATE OF UTAH

IN RE:)	PETITION FOR ORDER PURSUANT
)	TO UTAH RULES OF CIVIL
UTAH STATE TAX COMMISSION)	PROCEDURE, 64(a)(7), TO
)	ALLOW TAX COMMISSION TO
)	SERVE GARNISHMENTS

PETITION

COMES NOW the Utah State Tax Commission through its attorney of record and petitions this Court for an Order that employees of the Taxpayer Services Division of the Utah State Tax Commission, who are trained process servers, be allowed to serve writs of garnishment pursuant to Utah Rules of Civil Procedure, Rule 64(a)(7).

Employees of the Taxpayer Services Division who are trained process servers have been serving the garnishment papers, pursuant to an Order of the Court in other judicial districts in Utah.

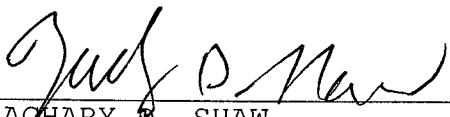
The Tax Commission, in order to best serve the public, needs to be able to execute a garnishment within hours of locating assets. Using the sheriff or constable can take up to 10 days to have the garnishment served, whereas by using employees of the Taxpayer Services Division the garnishments can be served on the same day.

The Tax Commission is willing to waive all costs for service of the Writ if the Commission can have its designated employees serve its garnishments.

The Tax Commission currently issues approximately 90-100 garnishments each month at an approximate cost of \$1,500.00.

THEREFORE, based upon this Petition and the Affidavit of Dee Talbot, the Utah State Tax Commission petitions this Court for an Order allowing employees of the Taxpayer Services Division who are trained process servers, to serve writs of garnishments and orders of garnishments pursuant to Utah Rules of Civil Procedure 64(a)(7).

DATED this 18th day of May, 2006.



ZACHARY B. SHAW
Assistant Attorney General

AFFIDAVIT

STATE OF UTAH)
) ss.
COUNTY OF SALT LAKE)

I, DEE TALBOT, Director, Taxpayer Services Division of the Utah State Tax Commission, being duly sworn, do hereby depose and say:

1. That I am the Director of the Taxpayer Services Division of the Utah State Tax Commission.

2. That employees of my Division, who are trained process servers, have been serving garnishments pursuant to Utah Rules of Civil Procedure 64(a)(7), in other Utah judicial district courts.

3. That the Taxpayer Services Division has approximately 90-100 garnishments that need to be served each month.

4. That the cost of this service by the Constable's Office is at least \$10.00 per service or \$1,500.00 per month.


5. That the Utah State Tax Commission, if using its own people to serve the garnishments, would not pass these costs on to the debtor or charge any others costs of collection to the debtor.

6. That the Utah State Tax Commission can serve these garnishments within hours of locating assets, whereas it often takes up to 10 days to have the sheriff or constable serve the

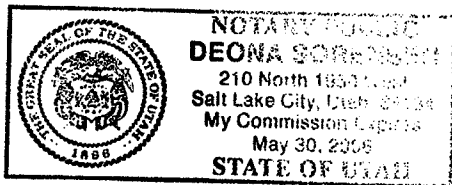
garnishments. Thus using employees of the Taxpayer Services Division enhances the likelihood of the Tax Commission's being able to collect delinquent tax dollars for the State.


7. That since the Division has employees who are trained as process servers, and are already on staff, it would be cost effective to the State to have the Utah State Tax Commission serve its own garnishments.

DATED this 22 day of Aug, 2005.


DEE TALBOT

Subscribed and sworn to before me this 22nd day of August, 2005.




NOTARY PUBLIC
Residing at: Salt Lake

My Commission Expires:

May 30, 2006